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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/531,642	04/15/2005	Hal Christopher Salter	3017.2.1 NP	8362	
7590 08/07/2008 Starkweather & Associates 9035 South 1300 East			EXAMINER		
			FLETCHER, MARLON T		
Suite 200 Sandy, UT 84094			ART UNIT	PAPER NUMBER	
•	• •		2837		
			MAIL DATE	DELIVERY MODE	
			08/07/2008	PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time has be in accession of a communication of a communication of the		Application No.	Applicant(s)					
Marion T. Fletcher 2837 Period for Reply	Office Action Comments	10/531,642	SALTER, HAL CHRISTOPHER					
The MAILING DATE of this communication appears on the cover sheet with the correspondence address—Period for Repty A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Leatenans of team was be availated under the provision of SYCH1.13(9), in no event, browser, may reply be time the limited of the communication of SYCH1.13(9), in no event, browser, may reply be time the limited sets of this communication of SYCH1.13(9), in no event the provision and AND-CNED (50) S.C. § 133). Alternative may be availated parts of the right by stating, caused and application become AND-CNED (50) S.C. § 133. Alternative may be availated parts of the provision of this communication, even if arrely find, may notice any caused paint into the parts of the communication. Status Status Status Status Status Alpha (1) This action is FINAL 20 (1) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s)	Oπice Action Summary	Examiner	Art Unit					
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1)⊠ Responsive to communication(s) filed on 15 April 2005. 2a	 WHICHEVER IS LONGER, FROM THE MAILING DA Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication. If NO period for reply is specified above, the maximum statutory period v Failure to reply within the set or extended period for reply will, by statute. Any reply received by the Office later than three months after the mailing 	ATE OF THIS COMMUNICATION 36(a). In no event, however, may a reply be tim vill apply and will expire SIX (6) MONTHS from a cause the application to become ABANDONE	N. nely filed the mailing date of this communication. D (35 U.S.C. § 133).					
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Art Unit: 2837

1. Restriction is required under 35 U.S.C. 121 and 372.

This application contains the following inventions or groups of inventions which are not so linked as to form a single general inventive concept under PCT Rule 13.1.

2. In accordance with 37 CFR 1.499, applicant is required, in reply to this action, to elect a single invention to which the claims must be restricted.

Group I, claim(s) 1-5, drawn to graphical user interface.

Group II, claim(s) 6-14, drawn to playing a video game.

Group III, claim(s) 15-31, drawn to musical notations.

3. The inventions listed as Groups I-III do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, they lack the same or corresponding special technical features for the following reasons: Groups I-III are distinct from one another and can stand alone. Neither Group depends on the other. The inventions are therefore separate and distinct.

Applicant is advised that the reply to this requirement to be complete must include (i) an election of a species or invention to be examined even though the requirement may be traversed (37 CFR 1.143) and (ii) identification of the claims encompassing the elected invention.

The election of an invention or species may be made with or without traverse. To preserve a right to petition, the election must be made with traverse. If the reply does not distinctly and specifically point out supposed errors in the restriction requirement, the election shall be treated as an election without traverse.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Marlon T. Fletcher whose telephone number is 571-272-2063. The examiner can normally be reached on M-F.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lincoln Donovan can be reached on 571-272-1988. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

MTF 7/31/2008

> /Marlon T Fletcher/ Primary Examiner, Art Unit 2837